

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CLAUDIO LAVEZZARE,

Plaintiff,

07 CV 3542 (LAK)

- against -

FIRST HUNGARIAN CONGREGATION  
OHAB ZEDEK,

**NOTICE OF MOTION  
TO DISMISS COMPLAINT**

Defendant.

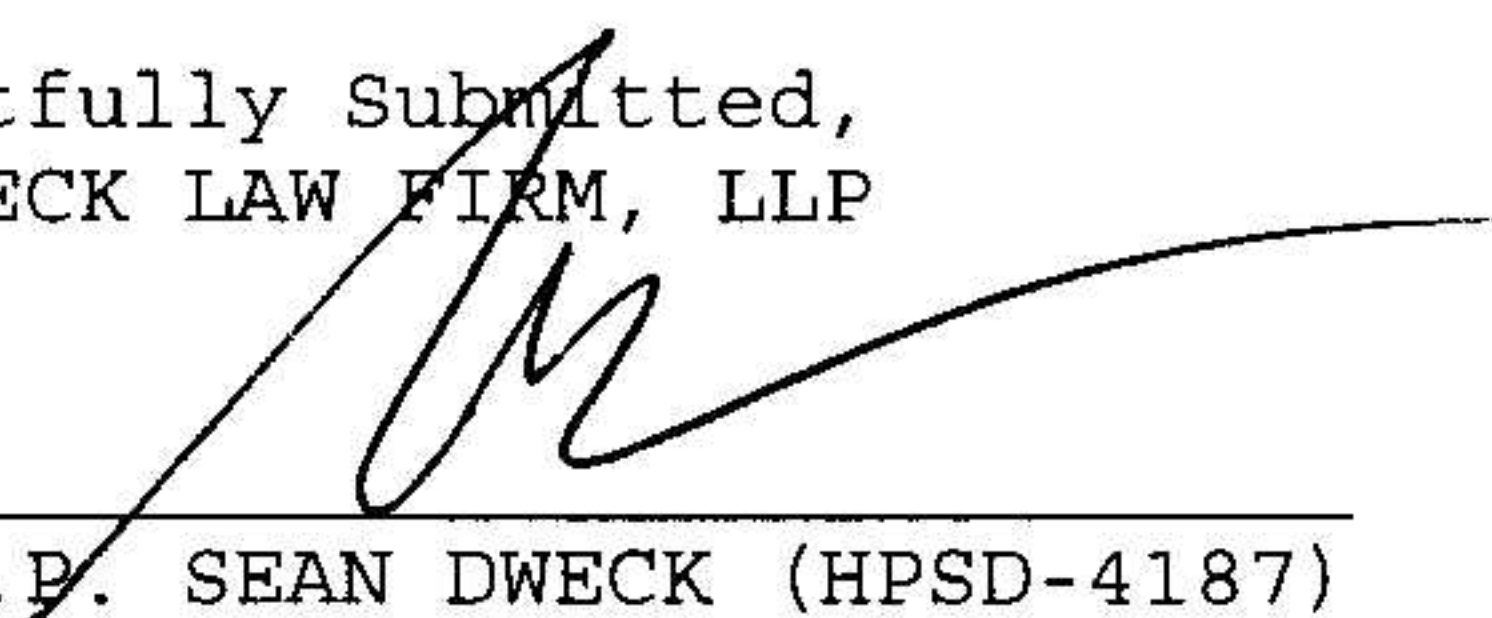
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PLEASE TAKE NOTICE , that upon the accompanying Memorandum of Law, and the declaration of H.P. Sean Dweck both dated July 5, 2007, the Defendant will move before this Court at the United States Court House, 500 Pearl Street, New York, New York 10007 on the                      day of                      , 2007 or soon thereafter as counsel can be heard, for an Order pursuant to Rule 12 (b) (6) of the Federal Rules of Civil procedure: (1) dismissing Plaintiffs Complaint; or in the alternative (2) dismissing Plaintiffs claims to the extent that Plaintiff seeks damages under the FLSA accruing prior to two years from the filing of the complaint (or at most three years if any violations are ultimately deemed "willful" by a trier of fact); and (3) dismissing Plaintiffs claims to the extent Plaintiff seeks damages under the New York Labor Law accruing prior to six years from the filing of the complaint; and for such other and further relief as the Court may deem just and proper.



Dated: New York, New York  
July 5, 2007

Respectfully Submitted,  
THE DWECK LAW FIRM, LLP

By:   
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TO:  
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